Single Bench

CF 1005

P.R. No. 4304/06

Presented by Shri B.L. Sahu on 7/8/06

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

W. P. NO. 4235 /06 (S.B.)

PETITIONER : **J. M. Nag** (Patwari P. H. NO. 02 Binjeli) Aged About 47 Yrs S/O Shri Rajendra Nag R/O Narayanpur Distt Bastar (C.G.)

VERSUS

RESPONDENTS : 1 **State of Chhatttisgarh** , Through Secretary Department of Revenue ,D. K. S. Bhawan Raipur (C.G)

2. **The Commissioner** (Land records) Raipur (C.G)

3. **The Collector** , District Bastar (C.G.)

4. **Deputy Collector** , Land records. Jagdalpur District Bastar (C.G.)

RETYPED COPY
7/8/06
CLERK to A. G. BILASPUR

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP/4238/06 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	14-8-2006 Shri Avinash Mishra, counsel for the petitioner. Smt. Anju Ahuja, Deputy Govt. Advocate for the State/respondents, on advance copy. Heard. By the instant petition, the petitioner has challenged his transfer order dated 31st July 2006 whereby he has been transferred from P.H. No.02, village Binjeli, Revenue Circle Narayanpur to District Dantewada. The main grievance of the petitioner is that he was appointed as Patwari in the year 1989 in the District Jagdalpur and since then he is serving in the District Jagdalpur. The post of Patwari as per the Land Record Manual Chapter I is the district level post, therefore, he cannot be transferred to another district as the same affects seniority of the petitioner. In the circumstances, counsel for the petitioner submitted that the petitioner may be allowed to make a representation to respondent No.1 and he be directed to decide the same, to which counsel for respondents has no objection. Having heard learned counsel for the parties, having regard to the facts and circumstances of the case, and without expressing any opinion on the merit of the case, the petitioner is allowed to make a detailed representation along with a copy of this petition and annexures to respondent No.1 within a period of 15 days from today and in turn, respondent No.1 shall decide the representation of the petitioner within a period of 30 days from the date of receipt of the representation, after considering all the points raised by the petitioner, in accordance with law.	

P.T.O.

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
Barve	Learned counsel for the respondents submitted that in pursuance of the transfer order the petitioner has already been relieved but the post of Patwari is of district level and he has been transferred out of the district. In the circumstances, the effect and operation of the impugned order as well as relieving order in respect of the petitioner shall remain stayed, till the representation of the petitioner is decided. With the direction aforesaid, the petition stands disposed of. Consequently, M.(W.)P. No.3289/2006 also stands disposed of. Parties are entitled for certified copy of this order. **Sd/-** **L.C. Bhadoo** **Judge**	

P.T.O.

18.8.06